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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

WESCO INSURANCE COMPANY as subrogee
of its insured NICKELS AND DIMES
INCORPORATED,

Plaintiff,

vs.

SMART INDUSTRIES CORPORATION dba
SMART INDUSTRIES CORP., MFG., an Iowa
corporation,

Defendants.

Case No.: 2:16-cv-01206-JCM-EJY

**CONSOLIDATED FOR PURPOSES OF
DISCOVERY AND TRIAL**

JENNIFER WYMAN, individually; BEAR
WYMAN, a minor, by and through his natural
parent JENNIFER WYMAN; JENNIFER
WYMAN and VIVIAN SOOF, as Joint Special
Administrators of the ESTATE OF CHARLES
WYMAN; and SARA RODRIGUEZ natural
parent and guardian ad litem of JACOB WYMAN,

Plaintiffs,

vs.

SMART INDUSTRIES CORPORATION dba
SMART INDUSTRIES CORP., MFG, an Iowa
Corporation; HI-TECH SECURITY INC, a
Nevada Corporation; WILLIAM ROSEBERRY;
BOULEVARD VENTURES, LLC, a Nevada
Corporation; DOES 1 through 10; BUSINESS
ENTITIES I through V; and ROE
CORPORATIONS 11 through 20, inclusive,

Case No.: 2:16-cv-02378-JCM-EJY

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT SMART TO TAKE
CERTAIN DEPOSITIONS (Fifth Request)**

Defendants.

HI-TECH SECURTY INC; and WILLIAM
ROSEBERRY,

Third-Party Plaintiffs,

vs.

NICKELS AND DIMES INCORPORATED,

Third-Party Defendants.

On February 19, 2020, this Court issued an Order (ECF No. 199) stating that “discovery is reopened for a period of 45 days, beginning from the date of this Order, for the sole and exclusive purpose of allowing Smart Industries to depose Samir Bangalore, M.D. as a fact witness, Jerry Andrews as a fact witness, Lisa Gavin, as a fact witness, and Person Most Knowledgeable for the Clark County Coroner/Medical Examiner, and the Person(s) Most Knowledgeable for Sunrise Hospital, Affordable Cremation & Burial, and the Clark County Fire Department.” ECF No. 199 at 19. On March 23, 2020, this Court issued an Order (ECF No. 237) extending that period of time by 60 days. On April 20, 2020, this Court issued an Order (ECF No. 251) extending that period of time by 30 days. On June 2, 2020, this Court issued an Order (ECF No. 261) extending that period of time by 30 days. On June 30, 2020, this Court issued and Order (ECF No. 265) extending the period of time to take the deposition of Lisa Gavin, MD through July 27, 2020.

Due to a change in the schedule of a family member’s medical procedure, counsel for Smart Industries, Inc. needs to reschedule the deposition of Dr. Gavin. With this Court’s approval, the parties hereby agree that the deadline for Smart Industries to depose Lisa Gavin, as a fact witness, shall be extended by an additional 35 days, or such other time as deemed appropriate by the Court. As such, the deadline provided for Smart Industries to take the deposition of Dr. Gavin shall conclude on August 31, 2020. All other deposition previously allowed by the court have been completed.

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This Stipulation is submitted in good faith and is not interposed for purposes of delay. This is the fifth request to extend the discovery deadline for the sole purpose of allowing Smart Industries to depose Lisa Gavin, as a fact witness.

Respectfully submitted,
Dated this 24th day of July, 2020,
BARRON & PRUITT, LLP

Dated this 28th day of July, 2020,
EGLET ADAMS

/s/ Joseph R. Meservy
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Attorneys for the Wyman Plaintiffs

Dated this 28th day of July, 2020,
CLIFF W. MARCEK, P.C.

/s/ Cliff Marcek
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Case No. 2:16-cv-02378-JCM-EJY
Stipulation and Order for Extension of
Time for Defendant Smart to
Take Certain Depositions
(Second Request)

ORDER

Based upon the Stipulation of the parties hereto, and with good cause appearing therefor,
IT IS HEREBY ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.
DATED this 29th day of July, 2020.


UNITED STATES MAGISTRATE JUDGE

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